
**IN THE MATTER OF DEPARTMENT
OF HEALTH REQUEST TO
CONTINUE APPLYING THE
DEPARTMENT OF HUMAN SERVICES:
SUPPLEMENTAL CODE OF ETHICS
TO DIVISION OF MENTAL HEALTH
AND ADDICTION SERVICES
OFFICERS AND EMPLOYEES**

STATE ETHICS COMMISSION

DECISION

This matter arises from a request by the Department of Health ("DOH") to continue applying the Department of Human Services ("DHS") Supplemental Code of Ethics ("DHS Supplemental Code") to former officers and employees of DHS who were recently transferred to DOH for a period of one year.

DHS has an approved Supplemental Code which applied to DHS employees in the Division of Mental Health and Addiction Services ("DMHAS") while DMHAS was within DHS. Pursuant to a Reorganization Plan filed by Governor Christie, on September 30, 2017, DMHAS was transferred from DHS to DOH, including the transfer of DHS personnel utilized to support the DMHAS. Because of this transfer, DMHAS employees are no longer subject to the provisions of the DHS Supplemental Code.

Because of the reorganization, DOH advised that it needs time to evaluate whether it should adopt a supplemental code of ethics and, if so, the proper scope of language that should be included in a DOH supplemental code. DOH has therefore requested the Commission's authorization to maintain the status quo by continuing to apply the provisions of the DHS Supplemental Code to the former DMHAS officers and employees who were transferred to DOH as part of the Reorganization Plan through October 1, 2018.

After considering the request by DOH, the Commission granted DOH's request that the DMHAS officers and employees who were transferred from DHS to DOH as part of the Reorganization Plan continue to be subject to the provisions of the DHS Supplemental Code through October 1, 2018.

**DECISION RENDERED BY THE
STATE ETHICS COMMISSION ON
THE 17th DAY OF OCTOBER 2017**